

PTO/SB/01A (10-05)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN  
APPLICATION DATA SHEET (37 CFR 1.76)**Title of  
Invention

OCULAR TISSUE MODIFICATION

As the below named inventor(s), I/we declare that:

This declaration is directed to:

- ☐ The attached application, or
- ☒ Application No. PCT/AU2004/001606 filed on 19 November 2004
- ☐ As amended on \_\_\_\_\_ (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT International filing date of the continuation-in-part application.

**WARNING:**

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.



All statements made herein of my/own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

**FULL NAME OF INVENTOR(S)**Inventor one: Claire F. JESSUPSignature:  Citizen of: AustraliaInventor two: Helen M. BRERETONSignature:  Citizen of: Australia☒ Additional inventors or a legal representative are being named on page 2 additional form(s) attached hereto.

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1 minute to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

DECLARATION (37 CFR 163.) FOR UTILITY OR DESIGN APPLICATION USING AN  
APPLICATION DATA SHEET (37 CFR 1.76)

FULL NAME OF INVENTOR(S)	
Inventor three: <u>Douglas J. COSTER</u>	
Signature: <u></u>	Citizen of: <u>Australia</u>
Inventor four: <u>Keryn A. WILLIAMS</u>	
Signature: <u></u>	Citizen of: <u>Australia</u>
Inventor five:	
Signature: _____	Citizen of: _____
Inventor six:	
Signature: _____	Citizen of: _____
Inventor seven:	
Signature: _____	Citizen of: _____
Inventor eight:	
Signature: _____	Citizen of: _____
Inventor nine:	
Signature: _____	Citizen of: _____
Inventor ten:	
Signature: _____	Citizen of: _____

PTO/SB/96 (12-05)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Claire F. JESSUP e.t.Application No./Patent No./Control No.: 10/579,995 Filed/Issue Date: 19 May 2006Entitled: OCULAR TISSUE MODIFICATIONThe Flinders University of South Australia

(Name of Assignee)

, a University

(Type of Assignee: corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %)

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or a true copy of the original assignment is attached.

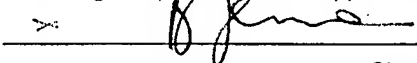
OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.**As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.****[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]**

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.



Signature

Barbara Fergusson

Printed or Typed Name

Executive Director of Administration

Title

3. 10. 2006

Date

08 8201 2701

Telephone Number

Attorney's docket no. 900158.401USPC  
ASSIGNMENT

WHEREAS, I/WE

**Claire F. JESSUP**, an Australian citizen of 2/6 Mary Street, Mitchell Park, South Australia 5043, Australia;  
**Helen M. BRERETON**, an Australian citizen of 47 Glenwood Drive, Bellevue Heights, South Australia 5050, Australia;  
**Douglas J. COSTER**, an Australian citizen of 3 Newcastle Street, Heathpool, South Australia 5068, Australia;  
**Keryn A. WILLIAMS**, an Australian citizen of 17 East Parade, Kingwood, South Australia 5062, Australia

hereinafter referred to as Assignor (collectively if more than one inventor is listed above), have invented certain new and useful improvements in **OCULAR TISSUE MODIFICATION**

the specification of which:

- (a) ☐ was executed on even date herewith;  
(b) ☐ as filed on \_\_\_\_\_ as ☐ Application No. \_\_\_\_\_ or  
[ ☐ Express Mail No., as Application No. not yet known \_\_\_\_\_ and was amended on  
\_\_\_\_\_, (if applicable); or  
(c) ☒ was described and claimed in PCT International Application **PCT/AU2004/001606**  
filed on **19 November 2004** and as amended under PCT Article 19 on \_\_\_\_\_ (if  
any) and/or under PCT Article 34 on \_\_\_\_\_ (if any).

AND WHEREAS,

**The Flinders University of South Australia**, of Sturt Road, Bedford Park South Australia 5042, Australia

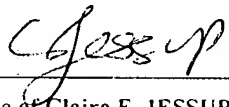
(hereinafter referred to as Assignee) desires to acquire the entire rights, title, and interest in and to the said improvements with respect to the United States of America, its territories and possessions.

NOW, THEREFOR, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor hereby acknowledges that it has sold, assigned, transferred and set over, and by these presents does hereby sell, assign, transfer and set over, unto Assignee, its successors, legal representatives and assigns, the entire right, title, and interest in the United States of America, and its territories and possessions in, to and under said improvements, and any Patent Applications in the United States of America and all divisions, renewals and continuations thereof, and all Patents of the United States of America which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions; and Assignor hereby authorizes and requests the Commissioner of Patents of the United States of America to issue all Patents for said improvements to Assignee, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND ASSIGNOR HEREBY covenants and agrees that it will communicate to Assignee, its successors, legal representatives and assigns, any facts known to it respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid Assignee, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in the United States of America.

IN TESTIMONY WHEREOF, Assignor intending to be legally bound has hereunto affixed its signature.

This eleventh day of September, 2006

  
Signature of Claire F. JESSUP

  
Witness

This 24 day of July, 2006

Helen M. Brereton  
Signature of Helen M. BRERETON

Doug Parker  
Witness

This 17 day of July, 2006

DJ Coster  
Signature of Douglas J. COSTER

Doug Parker  
Witness

This 24 day of July, 2006

K.A. Williams  
Signature of Keryn A. WILLIAMS

Doug Parker  
Witness

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Signature of

\_\_\_\_\_  
Witness

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Signature of

\_\_\_\_\_  
Witness